

HOUSE BILL 3718

By Armstrong

AN ACT to amend Tennessee Code Annotated, Title 65,  
Chapter 28, Part 2 and Title 67, Chapter 5, Part 6,  
relative to the Landfill Methane Development Act.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 65, Chapter 28, Part 2, is amended by adding the following as a new section:

Section 65-28-209.

(a) Unless landfill methane is utilized as a natural gas substitute or for other energy or commercial use, such methane may constitute a pollutant if:

(1) Released directly into the atmosphere; or

(2) Burned in a flare, thus resulting in the release of additional carbon dioxide into the atmosphere.

(b) Any facility that operates for the purpose of extracting, purifying, dehydrating, or otherwise treating landfill methane to prepare such methane for transportation to any person for use as a substitute for natural gas is deemed, for the purpose of assessing value for tax purposes, to be a "qualified pollution control facility" pursuant to § 67-5-604(a) and (b)(1) for every year in which such operations occur.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.